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09/680,389	10/04/2000	Glenn Reid	004860.P2474	8573

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EXAMINER

CHUONG, TRUC T

ART UNIT

PAPER NUMBER

2174

DATE MAILED: 02/24/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

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# Office Action Summary

Application No.

09/680,389

Applicant(s)

REID, GLENN

Examiner

Truc T Chuong

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

## Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

- 1) ☒ Responsive to communication(s) filed on 08 December 2003.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

## Disposition of Claims

- 4) ☒ Claim(s) 1-45 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-45 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

## Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

## Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

## Attachment(s)

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

### **DETAILED ACTION**

1. This communication is responsive to Request for Reconsideration, filed 12/08/03.
1. Claims 1-45 are pending in this application. Claims 1, 10, 16, 22, 28, 34, and 40 are independent claims. This action is a non-final rejection.
2. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior office action.

#### ***Claim Rejections - 35 USC § 102***

3. Claims 1-45 are rejected under 35 U.S.C. 102(b) as being anticipated by Klingler et al. (U.S. Patent No. 5,404,316).

As to claim 1, Klingler teaches a method for processing a presentation of a time based stream of information, the method comprising:

- A) providing a user interface having functionality to display only a single graphical representation of a time line for positioning at least one reference to a visual time based stream of information in a presentation, the reference including one of at least two types of edit features (Edit features, col. 10 lines 24-53, Time View, col. 8 lines 13-29, col. 9 lines 17-38, "Show Time View", col. 14 lines 52-53, and figs. 6 & 17);
- B) displaying the single graphical representation of a time line on the user interface (Time View, col. 8 lines 13-29, col. 9 lines 17-38, "Show Time View", col. 14 lines 52-53, and figs. 6 & 17);

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C) displaying a reference with an edit feature on the user interface (col. 10 lines 24-53 and figs. 8-10); and

D) dragging the reference over the single graphical representation of the time line to insert the edit feature into the presentation (col. 9 lines 4-16).

As to claim 2, Klingler teaches the method of claim 1, wherein the edit feature is text (text, col. 3 lines 37-45).

As to claim 3, Klingler teaches the method of claim 1, wherein the edit feature is a transition (transition, col. 7 lines 33-37).

As to claim 4, Klingler teaches the method of claim 1, wherein the single graphical representation of a time line includes at least two references and wherein the reference with an edit feature is dragged between the two references (drag and drop, col. 9 lines 4-16).

As to claim 5, Klingler teaches the method of claim 1, wherein providing the reference with the edit feature is by moving a reference to an edit box and inserting the edit feature into the reference in response to user edit commands (command, col. 10 lines 24-43).

As to claim 6, Klingler teaches the method of claim 5, wherein the moving of the reference is by cutting the reference and pasting the reference over the edit box (Edit, col. 10 lines 24-52).

As to claim 7, Klingler teaches the method of claim 1, further including editing the edit feature of the reference by selecting the reference and popping up an edit box automatically in response to the selecting (automatically pasted, col. 3 lines 27-33).

As to claim 8, Klingler teaches the method of claim 1, further including displaying another reference having an edit feature and in response to a user cut/paste command, cutting the

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other reference from a position on the user interface and pasting the other reference over the single graphical representation of the time line to insert the edit feature into the presentation (Edit, col. 10 lines 24- 53 and figs. 5, 7, 9-10).

As to claim 9, Klingler teaches the method of claim 8, wherein the single graphical representation of a time line includes at least two references and wherein the reference having an edit feature is pasted between the two references (Swap, Reset, Zoom features placed between two frames, fig. 9).

As to claim 10, note the rejection of claim 1 above except (c) cutting the reference from a position on the user interface and pasting the other reference over the single graphical representation of the time line to insert the edit feature into the presentation. Klingler shows this feature "Cut" in Edit col. 10 lines 24-53.

As to claims 11, 12, 13, 14, and 15, note the rejections of claims 2-5, and 7 above respectively.

As to claim 16, Klingler teaches a digital processing system comprising:

A) a capture port for acquiring a time-based stream of information (Editing environment and Time line view, col. 2 lines 42-67, col. 3 lines 1-49, figs. 3-5);

B) a storage coupled to the capture port (storage memory, col. 4 lines 33-51 and fig. 1);

C) a display device (figs. 3-4); and

D) a processor coupled to the display device and to the storage (fig. 1), the processor for:

(i) providing a user interface having functionality to display only a single graphical representation of a time based stream of information in a presentation, the reference including one of at least two types of edit features (Edit features, col. 10 lines

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24-53, Time View, col. 8 lines 13-29, col. 9 lines 17-38, "Show Time View", col. 14 lines 52-53, and figs. 6 & 17);

(ii) display the single graphical representation of a time line on the user interface (Time View, col. 8 lines 13-29, col. 9 lines 17-38, "Show Time View", col. 14 lines 52-53, and figs. 6 & 17);

(iii) displaying a reference with an edit feature on the user interface (col. 10 lines 24-53 and figs. 8-10); and

(iv) dragging the reference over the single graphical representation of the time line to insert the edit feature into the presentation (col. 9 lines 4-16).

As to claims 17-21, these are system claims of method claims 2, and 4-7. Note the rejections of claims 2, and 4-7 above respectively.

As to claim 22, this is a system claim of the method claim 1. Note the rejection of claim 1 above.

As to claims 23-27, these are system claims of method claims 1, 4-7. Note the rejections of claims 1, 4-7 above respectively.

As to claims 28-33, these are program product claims of method claims 1, 4-7. Note the rejections of claims 1, 4-7 above respectively.

As to claims 34-39, these are product claims of method claims 10-15. Note the rejections of claims 10-15 above respectively.

As to claims 40-45, these are system claims of method claims 10-15. Note the rejections of claims 10-15 above respectively.

***Response to Arguments***

4. Applicant's arguments filed 06/18/03 have been fully considered but they are not persuasive.

Applicants argued the following:

Klingler does not show the limitation of "a user interface having functionality to display only a single graphical presentation of a time line."

The Examiner disagrees for the following reasons:

Klingler clearly teaches the Time View (col. 8 lines 13-29, col. 9 lines 17-38, "Show Time View", col. 14 lines 52-53, and figs. 6 & 17) can be opened to display the Time View, and fig. 17 clearly shows there is only one selected clip when its Time Line is running (col. 9 lines 17-33).

***Conclusion***

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Truc T Chuong whose telephone number is 703-305-5753. The examiner can normally be reached on M-Th and alternate Fridays 8:30 AM - 5:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kristine L. Kincaid can be reached on 703-308-0640. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Truc T. Chuong

02/20/04

  
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